



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey A. Von Arx et al.

INVENTOR: AN IMPLANTABLE MEDICAL DEVICE WITH TWO OR MORE TELEMETRY SYSTEMS

AT
3762
JAW

Docket No.: 279.391US1

Serial No.: 10/025,183

Filed: December 19, 2001

Due Date: August 24, 2005

Examiner: George Manuel

Group Art Unit: 3762

MS AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

☒ Return postcard.

☒ Notice of Appeal (1 pg.), including authorization to charge Deposit Account No. 19-0743 in the amount of \$500.00 to cover the Notice of Appeal fee.

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number 21186

By:
Atty: David W. Black
Reg. No. 42,331

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 25 day of August, 2005.

Name

Signature

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

(GENERAL)

08/30/2005 EFLORES 00000075 190743 10025183

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S/N 10/025,183

PATENT

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Applicant: Jeffrey A. Von Arx et al.

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Title: AN IMPLANTABLE MEDICAL DEVICE WITH TWO OR MORE
TELEMETRY SYSTEMS

NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated May 25, 2005, of the Examiner rejecting claims 1-42 and 46 of the above-identified patent application. 2

No extension of time is necessary to respond to the Examiner's rejection.

Please charge the amount of \$500.00 in payment of the Notice of Appeal fee under 37 C.F.R. § 41.20(b)(1), as well as any additional required fees, to Deposit Account No. 19-0743.

Respectfully submitted,

JEFFREY A. VON ARX ET AL.

By Applicants' Attorneys,

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Date

August 25, 2005

By

David W. Black

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Name

Paula Suchy

Signature

Paula Suchy

08/30/2005 EFLORES 00000084 10271180

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